



BEFORE THE ARIZONA CORPORATION COMMISSION

3010

COMMISSIONERS

JEFF HATCH-MILLER -- Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES

IN THE MATTER OF THE APPLICATION OF  
WHY UTILITY COMPANY, INC. FOR A  
RATE APPLICATION

DOCKET NO. W-02052A-05-0529

STAFF'S MOTION TO CONSOLIDATE

The Utilities Division Staff ("Staff") of the Arizona Corporation Commission ("Commission") moves, pursuant to R14-3-109(H), that the Why Utility Company, Inc. ("Company") above-captioned Application for an increase in rates, Docket No. W-02052A-05-0529, be consolidated with the Company's Application to finance the purchase and/or construction of arsenic removal equipment necessary to comply with the environmental protection agency ruling, Docket No. W-02052A-05-0528. The issues in these matters are substantially related and no parties' rights will be prejudiced by consolidation. Staff has contacted the Company and the Company has no objection to the consolidation request.

RESPECTFULLY SUBMITTED this 13<sup>th</sup> day of October, 2005.

*David Ronald*

David M. Ronald  
Attorney, Legal Division  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007  
(602) 542-3402

RECEIVED

2005 OCT 13 P 2:32

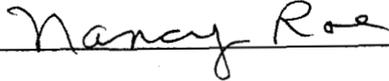
AZ CORP COMMISSION  
DOCUMENT CONTROL

1 The original and thirteen (13) copies  
2 of the foregoing were filed this  
13<sup>th</sup> day of October, 2005 with:

3 Docket Control  
4 Arizona Corporation Commission  
1200 West Washington Street  
5 Phoenix, Arizona 85007

6 Copy of the foregoing were mailed this  
13<sup>th</sup> day of October, 2005 to:

7 Deborah R. Scott  
8 Kimberly A. Grouse  
9 Snell & Wilmer LLP  
One Arizona Center  
400 East Van Buren  
Phoenix, AZ 85004-2292  
10 Attorneys for Why Utility Company, Inc.

11   
12 \_\_\_\_\_

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28